

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

Case Number: 24-24223-CIV-MARTINEZ/SANCHEZ

CHANEL, INC.,

Plaintiff,

vs.

THE INDIVIDUALS, BUSINESS ENTITIES,
AND UNINCORPORATED ASSOCIATIONS
IDENTIFIED ON SCHEDULE "A,"

Defendants.

/

ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

THIS MATTER was referred to the Honorable Eduardo I. Sanchez, United States Magistrate Judge, for a Report and Recommendation ("R&R") on Plaintiff's Motion for Entry of Preliminary Injunction ("Motion"), (ECF No. 8). Judge Sanchez filed an R&R recommending that the Motion be granted. (ECF No. 29). The Court has reviewed the entire file and record, and notes that no objections have been filed.

Accordingly, after careful consideration, it is hereby **ADJUDGED** that Judge Sanchez's R&R, (ECF No. 29), is **AFFIRMED** and **ADOPTED**. Further, it is **ADJUDGED** and **ORDERED** that Plaintiff's Motion for Entry of Preliminary Injunction, (ECF No. 8), is **GRANTED** as set forth below:

(1) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any of the Defendants having notice of this Order are hereby restrained and enjoined, until further Order of this Court:

- a. From manufacturing, importing, advertising, promoting, offering to sell, selling, distributing, or transferring any products bearing and/or using the Chanel Marks, or any confusingly similar trademarks, other than those actually manufactured or distributed by Plaintiff; and
- b. From secreting, concealing, destroying, selling off, transferring, or otherwise disposing of: (i) any products, not manufactured or distributed by the Plaintiff, bearing and/or using the Chanel Marks, or any confusingly similar trademarks; (ii) any evidence relating to the manufacture, importation, sale, offer for sale, distribution, or transfer of any products bearing and/or using the Chanel Marks, or any confusingly similar trademarks; or (iii) any assets or other financial accounts subject to this Order, including inventory assets, in the actual or constructive possession of, or owned, controlled, or held by, or subject to access by, any Defendant, including, but not limited to, any assets held by or on behalf of any Defendant.

(2) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any Defendant having notice of this Order shall immediately discontinue, until further Order of this Court, the use of the Chanel Marks or any confusingly similar trademarks, on or in connection with all e-commerce stores owned and operated, or controlled by them, including the Internet based e-commerce stores operating under the E-commerce Store Names.

(3) Each Defendant, its officers, directors, employees, agents, subsidiaries, distributors, and all persons in active concert or participation with any Defendant having notice of this Preliminary Injunction shall immediately discontinue, until further Order of this Court, the use

of the Chanel Marks, or any confusingly similar trademarks within domain name extensions, metatags or other markers within website source code, from use on any webpage (including as the title of any web page), from any advertising links to other websites, from search engines' databases or cache memory, and from any other form of use of such terms that are visible to a computer user or serves to direct computer searches to e-commerce stores registered, owned, or operated by any Defendant, including the Internet based e-commerce stores operating under the E-commerce Store Names.

(4) Each Defendant shall continue to preserve copies of all computer files relating to the use of any of the E-commerce Store Names and shall take all steps necessary to retrieve computer files relating to the use of the E-commerce Store Names that may have been deleted before the entry of this Preliminary Injunction.

(5) Upon Plaintiff's request, the privacy protection service for any of the E-commerce Store Names for which the registrant uses such privacy protection service to conceal the registrant's identity and contact information is ordered to disclose to Plaintiff the true identities and contact information of those registrants.

(6) Upon receipt of this Preliminary Injunction, the Defendants and all financial institutions, payment processors, banks, escrow services, money transmitters, or marketplace platforms, including but not limited to, PayPal, Inc. ("PayPal"), and their related companies and affiliates shall immediately, to the extent not already done, (i) identify all financial accounts and/or sub-accounts, associated with the Internet based e-commerce stores operating under the E-commerce Store Names, payees, merchant identification numbers, financial accounts, and/or the e-mail addresses identified on Schedule "A" hereto, as well as any other related accounts of the same customer(s); (ii) identify all other accounts which transfer funds into the same financial

institution account(s) or any of the other financial accounts subject to this Preliminary Injunction; (iii) restrain the transfer of all funds, as opposed to ongoing account activity, held or received for their benefit or to be transferred into their respective financial accounts, and any other financial accounts tied thereto; and (iv) divert those restrained funds to a holding account for the trust of the Court;

(7) Upon receipt of this Preliminary Injunction, the Defendants and all financial institutions, payment processors, banks, escrow services, money transmitters, or marketplace platforms, including but not limited to, PayPal, and their related companies and affiliates, shall further, to the extent not already done, provide Plaintiff's counsel with all data that details (i) an accounting of the total funds restrained and identify the financial account(s) and sub-account(s) which the restrained funds are related to, and (ii) the account transactions related to all funds transmitted into the financial account(s) and sub-account(s) which have been restrained. No funds restrained by this Preliminary Injunction shall be transferred or surrendered by any financial institution, payment processor, bank, escrow service, money transmitter, or marketplace website, including but not limited to, PayPal, and their related companies and affiliates for any purpose (other than pursuant to a purchase refund chargeback made by a consumer) without the express authorization of this Court.

(8) Any Defendant or financial institution account holder subject to this Preliminary Injunction may petition the Court to modify the asset restraint set out in this Order.

(9) This Preliminary Injunction shall apply to the E-commerce Store Names, associated e-commerce stores, and financial accounts, and any other e-commerce store names or financial accounts which are being used by Defendants for the purpose of counterfeiting the Chanel Marks and/or unfairly competing with Plaintiff.

(10) This Preliminary Injunction shall no longer apply to any Defendant or associated e-commerce store name dismissed from this action or as to which Plaintiff has withdrawn its request for a preliminary injunction.

(11) Pursuant to 15 U.S.C. § 1116(d)(5)(D) and Federal Rule of Civil Procedure 65(c), Plaintiff shall maintain its previously-posted bond in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00), as payment of damages to which Defendants may be entitled for a wrongful injunction or restraint, during the pendency of this action, or until further Order of the Court. In the Court's discretion, the bond may be subject to increase should an application be made in the interest of justice.

(12) In addition, for the purpose of providing additional notice of this proceeding and all other pleadings, orders, and documents filed herein, the owners, operators and/or administrators of the e-commerce stores, and/or financial institutions, payment processors, banks, escrow services, and money transmitters, and marketplace platforms, including but not limited to, PayPal, and their related companies and affiliates shall, at Plaintiff's request, provide Plaintiff's counsel with any e-mail addresses known to be associated with Defendants' respective E-commerce Store Names.

(13) This Preliminary Injunction shall remain in effect during the pendency of this action, or until such further date set by the Court or stipulated to by the parties.

DONE AND ORDERED in Chambers at Miami, Florida, this 20 day of November 2024.


JOSE E. MARTINEZ
UNITED STATES DISTRICT JUDGE

Copies provided to:
Magistrate Judge Sanchez
Counsel of Record

SCHEDULE “A”
DEFENDANTS BY NUMBER, E-COMMERCE STORE NAMES,
FINANCIAL ACCOUNT INFORMATION, AND MEANS OF CONTACT

Def. No.	Defendant / E-commerce Store Name	Payee	Merchant ID	Means of Contact
1	chanelover.com	武汉尚理法律咨询有限公司	DQZMDZ3EW7BD2	intheluxury@outlook.com
	chanelove.shop	HUANGYEYONG LLC	8RR7HLE8FXTJN	intheluxury@outlook.com
	saksoffvip.com	武汉市易建通科技有限公司	JV6BLY7R85GDJ	intheluxury@outlook.com
2	saks-sale.com	Demeanorwave	P38KZWDXDHFH4N	saks-sale@outlook.com saksinlastcall@outlook.com
	saks5th-bag.com	Demeanorwave	P38KZWDXDHFH4N	saksinlastcall@outlook.com saksoff5th@163.com
	off5th-sale.com	ethroak	MD9GPEYLYFAK Q	saksinlastcall@outlook.com
	sakssamplesale.com	ethroak	MD9GPEYLYFAK Q	saksoff5th@163.com
	saks5th-lastcall.com	Xuzhou Liangzi Building Decoration Co., Ltd.	G7F2NLYY7RYKC	saksoff5th@163.com
	saks-hotsale.com	Saks-HotSale	VJMBDUSK4CR5C	Saks-HotSale@outlook.com saksoff5th@163.com
	saksfifth-clearance.com	Suzhou Chuzhuo E-commerce Co., Ltd.	GB5ZSSQVJVR44	saksinlastcall@outlook.com
	saks--inlastcall.com	西咸新区秦汉新城晨亮电子商务有限公司	NKJMJWJ6PS7WW	saksinlastcall@outlook.com
3	off5th-online.shop	Luxurious Grace	QDQRJVXP8XJAW	huibobby@hotmail.com
	hotboutiques.top	佛山市南海区爽栩信贸易商行（个体工商户）	QDQRJVXP8XJAW	huibobby@hotmail.com
	yairule.shop	Luxurious Grace	QDQRJVXP8XJAW	wayillop@hotmail.com huibobby@hotmail.com
	sunnygirly.com	佛山市南海区颜忻梦贸易商行（个体工商户）	6N6S37QBK8SQ4	luxubagteam@outlook.com wayillop@hotmail.com
	torsomm.shop	佛山市南海区颜忻梦贸易商行（个体工商户）	6N6S37QBK8SQ4	luxubagteam@outlook.com wayillop@hotmail.com

	bagsflash.com	xin jiang ming xin xiang yu zhu bao yu qi you xian gong si	UMA9D46Y5NKJ8	support@xiaoketyy.com
4	bagshoping2024.com	xin jiang ming xin xiang yu zhu bao yu qi you xian gong si	UMA9D46Y5NKJ8	bodroomltd@gmail.com
		shen zhen shi wei xin ling dian zi shang wu you xian gong si	X959NS4RSDARL	bodroomltd@gmail.com
		shen zhen shi wei xin ling dian zi shang wu you xian gong si	X959NS4RSDARL	support@xiaoketyy.com jinjusn@outlook.com
			EU9UZALX85UXW	support@xiaoketyy.com
5	criticaly.online	GREEN E-2FOUR PRIVATE LIMITED	YFQY32ER5WSKA	customercs@visable-online.com
		GLAMOUR VOGUE PTE. LTD.	PSJH7JJC9J7FJ	customercs@visable-online.com
	tivagses.com	TRENDY LUXE PTE.LTD.	HPZ22CRQ4TQ7N	customercs@visable-online.com
		VERDETENDENZA GALLERY PTE.LTD.	WBCSTFY45AXRU	customercs@visable-online.com
	lakevne.live	VERDETENDENZA GALLERY PTE.LTD.	7SVKRC8Y25SFA	customercs@visable-online.com
		PRESTIGE CHARM PTE.LTD.	NBUDWL3A9MSA W	csservice@splendorxa-live.com
6	elegapro.com	laikewenhuawangluoch uanmeiyouxiangongsi	PPKUUGGWTTN3 Q	thegreatbag@outlook.com theluxurybag@outlook.com 1416352721@qq.com
	takeluxurybag.shop	laikewenhuawangluoch uanmeiyouxiangongsi	PPKUUGGWTTN3 Q	thegreatbag@outlook.com theluxurybag@outlook.com 1416352721@qq.com
7	newyorkndrack.com	广州臣乌邮贸易有限公司	J86SS63N95PLJ	bagservice001@gmail.com
	ndrgoyeen.shop	SHENGXIJIE	CC3W727KEH3WQ	bagservice001@gmail.com
8	nordstrompk.com	xluxurybags	QYH5BBT8YMP9W	support@nordstrompk.com
	xluxurybags.com	xluxurybags	QYH5BBT8YMP9W	jeffrey@xluxurybags.com support@nordstrompk.com
9	saks5thinclearance.com	盐城长风出海科技有限公司	685JCVQQN82Q2	saksclearance@outlook.com
	saks5th-clearance.com	Saks Clearance	685JCVQQN82Q2	saksclearance@outlook.com
10	rackclearances.com	Bag	QJLX5DKGRN2ES	zengshida@gmail.com annikamiller@yeah.net WhatsApp: 85252959391
	rackbag-us.com	Bag	QJLX5DKGRN2ES	AnnikaMiller@yeah.net servewatchmaxx@gmail.com

11	nordstromlastcall.com	YoungSong (HongKong) Co., Limited	DNZ7JJB4Q2PXG	support@saks-5thclearance.com
	saks-5thclearance.com	YoungSong (HongKong) Co., Limited	DNZ7JJB4Q2PXG	roc@saks-5thclearance.com
12	neimanmarcuuss.com	Jinhua Li Technology Co., Limited	VCSV56EPQCG7C	support@outlets.services moorains@hotmail.com
	saksof-5th.com	Jinhua Li Technology Co., Limited	VCSV56EPQCG7C	support@outlets.services
13	off5th.top	Online Website Store	TMKFSZTPYEPR6	hello@servicecus.com
	saksbag.com	Online Website Store	TMKFSZTPYEPR6	service@servicecus.com
14	angelley.shop	ZHENGSHENG STORE	T95KN7TVBUPS2	support@rackbags.top
15	discountsonlines.com		HSD4ZZUCDFYGY2	kevinlinawesome@gmail.com WhatsApp: 8617850371075
16	lastchanceoutlets.com	深圳市若风云科技有限公司	9ZBXEQQT8BWLN	itPurse.com@gmail.com support@vipfasbags.shop
17	lastchancesals.com	Jiangbang Technology Limited	YDTRX3HJJYHJG	support@lastchancesals.com
	rackselas.com		EL7NB2UAMSKY2	support@rackselas.com
18	luckypraise.com a.k.a. luckypraise.com	lyxjsy@outlook.com	TG4T8SQYM8BEN	luckypraise.lisa@gmail.com
19	luxlovers.shop	Wear your personality, a new summer style	AJARX6JZSMYRN	bainedana86@gmail.com
20	mallnordstromrack.com	百年品牌批发公司	NL47V73BDHLZQ	service@mallnordstromrack.com
			JUPNU9D2HHFKC	service@mallnordstromrack.com
21	neimanmarcuuss.com	watch fashion LLC	6E6BF24RSNDWN	support@neimanmarcus-last-call.com service@topservicestar.com
22	nmlastcall.top	roling st	KUM3VP8G268ML	hello@fragrancedeflo.com hello@inperfume.store cusassist@outlook.com hello@beautifulwinter.shop
23	nordstrommarkdowns.shop	深圳市无忧科技供应链有限公司	RQ9APNFB3TXT8	service@customerservice-help.com service@help-centerservice.com
24	racklastchance.com		DNJTV5F3UZLZE	NordstromPR@outlook.com 345738959@qq.com
25	sak5thoutlet.com	山东格陆博智能装备有限公司	97PB2ETR7L5JY	iouls6767679@gmail.com
26	saks5thflash.com	深圳联盈新能源科技有限公司	452EZ4X763NCW	info@saks5thflash.com

27	saks5thonclearance.com	深圳市酷趣咪科技有限公司	LPGD4SUBBN5YE	sale@saks5thonclearance.com
28	saks-clearances.com	167529160@qq.com	YW93EA87M236W	Saks-clearances@outlook.com
29	saksclearancesale.com	Lucille Department Store Trading Co., LTD	JNET6NJ6DQNDU	saksoff5th01@outlook.com
30	saksfifthoff5th.com	ZYTC	SMYPYKUWCFBQJ	saksfifthoff5th@outlook.com
31	spikestars.com	河南物万种商贸有限公司	JEC9KLNUUFMXE	luxury_watch@e-aliyun.com
32	xviller.com	绵阳市网尚电子商务有限公司	Y445QJRSABYP2	servicewkstore@gmail.com service@silencewalk.com